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7 **UNITED STATES DISTRICT COURT**
8 **WESTERN DISTRICT OF WASHINGTON**
9 **AT TACOMA**

10 NICHOLAS J. CENCICH,

11 Petitioner,

12 v.

13 MAGGIE MILLER-STOUT,

14 Respondent.

NO. C10-5164 BHS/KLS

ORDER GRANTING
PETITIONER'S MOTION TO
CONTINUE STAY AND HOLD
PETITION IN ABEYANCE

15 By Order dated May 28, 2010, these habeas proceedings were stayed pending
16 resolution of Petitioner's state court proceedings. Dkt. 20. On August 6, 2010, Petitioner
17 advised the court that the Washington Supreme Court denied his motion to modify the state
18 commissioner's ruling denying his request for relief. Dkt. 21. While this action would
19 normally signal an end to his state court proceedings, Petitioner has filed a motion requesting
20 the Washington Supreme Court to reconsider its denial in light of their recent decision in *State*
21 *v. Bashaw*, No. 81633-6 (July 1, 2010), which Petitioner believes is factually and legally
22 similar to the issues raised in his personal restraint petition. Respondent has not filed a
23 response to Petitioner's request to continue the stay.

24 Accordingly, it is **ORDERED**:
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